

# Regional Council Agenda

NOTICE IS GIVEN that the next meeting of the Regional Council will be held in Council Chambers, Regional House, 1 Elizabeth Street, Tauranga on:

Tuesday 13 August 2024 COMMENCING AT 9:30 am

This meeting will be livestreamed and recorded.

The Public section of this meeting will be livestreamed and recorded and uploaded to Bay of Plenty Regional Council's website. Further details on this can be found after the Terms of Reference within the Agenda. Bay of Plenty Regional Council - YouTube

## Council

## **Membership**

Chairperson	Chairman Doug Leeder	
Deputy Chairperson	Cr Jane Nees	
Members	All Councillors	
Quorum	Seven members, consisting of half the number of members	
Meeting frequency	Six weekly or as required for Annual Plan, Long Term Plan and other relevant legislative requirements	

## **Purpose**

- Enable democratic local decision-making and action by, and on behalf of, Bay of Plenty communities.
- Meet the current and future needs of communities for good-quality local infrastructure, local public services, and performance of regulatory functions in a way that is most cost-effective for households and businesses.
- Set the overarching strategic direction for Bay of Plenty Regional Council as an organisation.
- Hold ultimate responsibility for allocating financial resources across the Council.

## Role

- Address Local Electoral Act matters and Local Government Rating Act matters.
- Oversee all matters relating to identifying and contributing to community outcomes.
- Consider and agree on matters relating to significant new activities or areas of involvement such as infrastructure which are not the responsibility of a specific committee.
- Provide regional leadership on key issues that require a collaborative approach between a number of parties.
- Review and decide the Council's electoral and representation arrangements.
- Consider issues of regional significance which are not the responsibility of any specific standing committee or that are of such regional significance/high public interest that the full Council needs to decide on them.
- Adopt Council's Policy on Significance and Engagement Policy.
- Develop, adopt and implement the Triennial Agreement, Code of Conduct and Standing Orders.

- Consider and agree on matters relating to elected members' remuneration.
- Appoint the Chief Executive, and review their contract, performance and remuneration at least annually.
- Approve all delegations to the Chief Executive, including the authority for further delegation to staff.
- Oversee the work of all committees and subcommittees.
- Receive and consider recommendations and matters referred to it by its committees, joint committees, subcommittees and working parties.
- Approve membership to external bodies and organisations, including Council Controlled Organisations.
- Develop, adopt and review policies for, and monitor the performance of, Council Controlled Organisations.
- Monitor and review the achievement of outcomes for the Bay of Plenty Community.
- Review and approve strategic matters relating to the sale, acquisition and development of property for the purposes of meeting Council's organisational requirements and implement Regional Council policy.
- Address strategic corporate matters including property and accommodation.
- Consider and agree on the process to develop the Long Term Plan, Annual Plan and Annual Report.
- Adopt the Long Term Plan, Annual Plan and budgets variations, and Annual Report.
- Adopt Council policies as required by statute (for example Regional Policy Statement and Regional Land Transport Strategy) to be decided by Council or outside of committee delegations (for example infrastructure policy).
- Develop, review and approve Council's Financial Strategy and funding and financial policies and frameworks.
- Institute any proceedings in the High Court that are not injunctive proceedings.
- Exercise the powers and duties conferred or imposed on Council by the Public Works Act 1981.

## **Delegations from Council to committees**

- Council has a role to monitor the functioning of all committees.
- Council will consider matters not within the delegation of any one Council committee.
- Council may at any time, revoke or modify a delegation to a Council committee, either permanently, for a specified time or to address a specific matter, if it considers there is good reason to do so.
- The delegations provided to committees may be further delegated to subcommittees unless the power of further delegation is restricted by Council or by statute.

- It is accepted in making these delegations that:
- The committees, in performing their delegated functions, powers or duties, may, without confirmation by the Council, exercise or perform them in a like manner and with the same effect as the Council itself could have exercised or performed them.
- The delegated powers given shall at all times be subject to their current policies and principles or directions, as given by the Council from time to time.
- The chairperson of each committee shall have the authority to exercise their discretion, as to whether or not the delegated authority of the committee be used where, in the opinion of the chairperson, circumstances warrant it.

## Powers that cannot be delegated

Under Clause 32 Schedule 7 of the Local Government Act 2002, Council must make the following decisions:

- Make a rate.
- Make a bylaw.
- Borrow money or purchase or dispose of assets, other than in accordance with the long-term plan.
- Adopt the long-term plan, annual plan, or annual report.
- Appoint a chief executive.
- Adopt policies required to be adopted and consulted on under the Local Government Act 2002 in association with the long-term plan or developed for the purpose of the local governance statement.
- Adopt a remuneration and employment policy.

## **Livestreaming and Recording of Meetings**

Please note the Public section of this meeting is being recorded and streamed live on Bay of Plenty Regional Council's website in accordance with Council's Live Streaming and Recording of Meetings Protocols which can be viewed on Council's website. The recording will be archived and made publicly available on Council's website within two working days after the meeting on <a href="https://www.boprc.govt.nz">www.boprc.govt.nz</a> for a period of three years (or as otherwise agreed to by Council).

All care is taken to maintain your privacy; however, as a visitor in the public gallery or as a participant at the meeting, your presence may be recorded. By remaining in the public gallery, it is understood your consent is given if your image is inadvertently broadcast.

Opinions expressed or statements made by individual persons during a meeting are not the opinions or statements of the Bay of Plenty Regional Council. Council accepts no liability for any opinions or statements made during a meeting.

# Bay of Plenty Regional Council - Toi Moana

## **Governance Commitment**

mō te taiao, mō ngā tāngata - our environment and our people go hand-in-hand.

We provide excellent governance when, individually and collectively, we:

- Trust and respect each other
- Stay strategic and focused
- Are courageous and challenge the status quo in all we do
- Listen to our stakeholders and value their input
- Listen to each other to understand various perspectives
- Act as a team who can challenge, change and add value
- Continually evaluate what we do

TREAD LIGHTLY, THINK DEEPLY, ACT WISELY, SPEAK KINDLY, JOURNEY TOGETHER.

REGIONAL COUNCIL 13 AUGUST 2024

Recommendations in reports are not to be construed as Council policy until adopted by Council.

## **Agenda**

E te Atua nui tonu, ko mātau ēnei e inoi atu nei ki a koe, kia tau mai te māramatanga ki a mātau whakarite mō tēnei rā, arahina hoki mātau, e eke ai te ōranga tonu ki ngā āhuatanga katoa a ngā tangata ki tō mātau rohe whānui tonu. Āmine.

"Almighty God we ask that you give us wisdom in the decisions we make here today and give us guidance in working with our regional communities to promote their social, economic, environmental and cultural well-being. Amen".

- 1. Opening Karakia
- 2. Apologies
- 3. Public Forum
- 4. Items not on the Agenda
- 5. Order of Business
- 6. Declaration of Conflicts of Interest
- 7. Public Excluded Business to be Transferred into the Open
- 8. Reports

## **Decisions Required**

# 8.1 Bay of Plenty Regional Council Representation Review 2024 - Hearings Report

Attachment 1 - ALL SUBMISSIONS Representation Review 2024 - Unredacted version - Public Excluded

Attachment 2 - Representation Review 2024 Hearings Schedule 14

Attachment 3 - Hearings Procedure for Submitters 15

Attachment 4 - ALL SUBMISSIONS Representation Review 2024 - Redacted version: Submitter names and contact details removed 17

# 8.2 Bay of Plenty Regional Council Representation Review 2024 Deliberations Report

Attachment 1 - Summary of submissions and proposed responses 71

#### 9. Public Excluded Section

#### Resolution to exclude the public

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REGIONAL COUNCIL 13 AUGUST 2024

Excludes the public from the following parts of the proceedings of this meeting as set out below:

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

Item No.	Subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Grounds under Section 48(1) for the passing of this resolution	When the item can be released into the public
8.1	Bay of Plenty Regional Council Representation Review 2024 - Hearings Report - Attachment 1 - ALL SUBMISSIONS Representation Review 2024 - Unredacted version - Public Excluded	Withholding the information is necessary to protect the privacy of natural persons, including that of deceased natural persons.	48(1)(a)(i) Section 7 (2)(a).	To remain in public excluded.

# 8.1 Bay of Plenty Regional Council Representation Review 2024 - Hearings Report

Attachment 1 - ALL SUBMISSIONS Representation Review 2024 - Unredacted version - Public Excluded

## 10. Public Excluded Business to be Transferred into the Open

- 11. Readmit the Public
- 12. Consideration of Items not on the Agenda
- 13. Closing Karakia



**Report To:** Regional Council

Meeting Date: 13 August 2024

**Report Writer:** Claudia Cameron, Committee Advisor

Report Authoriser: Steve Groom, Governance Manager

**Purpose:** To provide the Council with submissions and documentation required

in support of the Bay of Plenty Regional Council (BOPRC)

Representation Review 2024 Public Hearings.

## Bay of Plenty Regional Council Representation Review 2024 -Hearings Report

## **Executive Summary**

The Initial proposal for the BOPRC Representation Review was approved for public consultation by Council on 9 May 2024.

We have received 29 submissions on the Initial Proposal, one of the submitters will be heard at the Hearings.

## Recommendations

#### That the Regional Council:

- 1 Receives the report, Bay of Plenty Regional Council Representation Review 2024 Hearings Report;
- 2 Receives any late submissions to the Bay of Plenty Regional Council Representation Review 2024;
- 3 Receives any tabled documents from submitters during the Hearings.
- 4 Confirms the public be excluded on the grounds set out in the Local Government Official Information and Meetings Act 1987 from consideration of the following report attachment:
  - (a) ALL SUBMISSIONS Representation Review 2024 Unredacted version under Section 48(1)(a)(i) Section 7 (2)(a) as withholding the information is necessary to protect the privacy of natural persons, including that of deceased natural persons and that this attachment remain in Public Excluded.

INFOCOUNCIL ID: A4720001 9

## 1. Introduction

The Local Electoral Act 2001 (LEA) requires all councils to conduct a Representation Review every 6 years. This gives the public an opportunity to share their views on the make up of the representation arrangements for the Bay of Plenty Region.

Preliminary engagement, conducted in January and February 2024, provided us with feedback which helped guide a Council workshop in March 2024. Discussions from the workshop informed the development of the Initial Proposal which Council approved for consultation in May 2024. The submission period was open from 15 May to 12 July 2024. We received 29 submissions.

Those who wish to speak to their submission are provided with the opportunity to be heard at the hearings, scheduled for 13 August 2024. Initially four submitters had indicated they wished to speak, however that number has reduced to one.

## 1.1 Legislative Framework

The legislation guiding the Representation Review are the <u>Local Electoral Act 2001</u>, the <u>Local Government Act 2002</u> and the <u>Bay of Plenty Regional Council (Māori Constituency Empowering) Act 2001</u> Guidance has also been received from the Local Government Commission (LGC) regarding process.

#### 2. Submissions

#### 2.1 Submissions Received

A summary of all submissions is attached to this paper with names and contact information redacted for privacy reasons. Information regarding the submitter wishing to be heard is provided below for reference.

Name	Organisation/Individual	Submission No:
Jesse Brennan	Federated Farmers of New Zealand	28

## 3. **Hearings Overview**

The Hearing will be held on Tuesday 13 August in Council Chambers, Regional House, Tauranga. The Hearing will open at 9:30 am and the submitter has been given 10 minutes to speak including questions.

Attached to this report is the Hearings Schedule and Hearings procedure for Submitters.

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## 4. Considerations

## 4.1 Risks and Mitigations

There are no significant risks associated with this matter/subject/project.

### 4.2 Climate Change

This matter if of a procedural nature, there is no need to consider climate change impacts.

### 4.3 Implications for Māori

A number of submissions related to arrangements regarding Māori constituencies. Some suggested minor alterations for reasons including alignment with Iwi. However, other submissions argued against the existence of Māori constituencies altogether. For the Bay of Plenty Regional Council, this is not a matter that is able to be considered through the representation review process, so change to the existence of Māori constituencies is not on the table. Consideration of how any changes might impact on specific iwi/hapū has been central through preengagement, informal discussions and Council consideration of their initial proposal.

## 4.4 Community Engagement



CONSULT Whakauiuia To obtain input or feedback from affected communities about our analysis, alternatives, and /or proposed decisions.

Consultation has taken place in adherence with the consultation principles set out in the Local Government Act and the requirements of the Local Electoral Act.

#### 4.5 Financial Implications

There are no material unbudgeted financial implications and this fits within the allocated budget.

## 4.6 Alignment with Strategic Framework

A Vibrant Region	We work with and connect the right people to create a prosperous region and economy.
The Way We Work	We continually seek opportunities to innovate and improve.

These hearings support the Representation Review as an opportunity to ensure we continue to have a fair and effective representation arrangement, which best

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supports democracy and participation.

#### 4.6.1 Community Well-beings Assessment

Dominant Well-Beings Affected			
☐ Environmental	□ Cultural	☑ Social	☐ Economic
		Medium - Positive	

Representation arrangements are an important democratic foundation. They ensure that the people of the Bay of Plenty are represented on Council in a way that is fair, effective and represents the various communities of interest in the region. Transparent and fair representation arrangements encourage public participation in the democratic process.

## 5. **Next Steps**

Following the hearings Council will conduct deliberations. Staff will provide Council with a summary of submissions, staff response and associated recommendations.

Once deliberations are complete, Council will adopt its Final Proposal.

### **Attachments**

- Attachment 1 ALL SUBMISSIONS Representation Review 2024 Unredacted version (Public Excluded) §
- Attachment 2 Representation Review 2024 Hearings Schedule &
- Attachment 3 Hearings Procedure for Submitters &
- Attachment 4 ALL SUBMISSIONS Representation Review 2024 Redacted version: Submitter names and contact details removed  $\underline{\tt J}$

## **ITEM 8.1**

## **PUBLIC EXCLUDED ATTACHMENT 1**

**ALL SUBMISSIONS Representation Review 2024 - Unredacted version** 

## Bay of Plenty Regional Council Representation Review 2024 Hearings and Deliberations

Tuesday, 13 August 2024

#### Council Chambers, Regional House, 1 Elizabeth Street, Tauranga

Time	Name
9:30	Introduction and admin
9.35	Jesse Brennan - Federated Farmers of NZ
9.40	Hearings Close
9.45	Representation Review Deliberations
11.00	Deliberations Close

Bay of Plenty Regional Council Representation Review Hearing Submitter Information.

## Hearings Procedure

Under section 83(1)(d) of the Local Government Act 2002, the Bay of Plenty Regional Council offers members of the community the opportunity to present their views to the Regional Council in a manner that enables spoken interaction. This is done as public hearings. The Hearings run under the provisions of the Local Government Official Information and Meetings Act 1987.

#### What happens at the Hearing:

- A Council Hearing is quasi-judicial and therefore reasonably formal. All conduct in a Hearing should be appropriately respectful.
- The Chairperson will formally open the meeting. You are welcome to come for the whole session or just for your booked time of speaking. If you are arriving just for your speaking time, please sit quietly in the public seats and wait to be called.
- The Chairperson will welcome those attending and outline any specific matters of protocol, especially for submitters who are likely to be unfamiliar with hearings procedures.
- The Hearing Committee will avoid unnecessary formality and recognise Tikanga Māori where appropriate, i.e. Māori greeting protocols like mihi mihi or karakia.
- The Chairperson will remind submitters that the Hearing Panel members will
  have read the submissions and invites submitters to highlight their key
  submission points.
- The purpose of the Hearing is to allow the decision makers (the Hearing Panel) the opportunity to hear all opinions on the proposal, and then make an informed decision.
- No person speaking at the Hearing should speak about anything outside the scope of their submission.
- No on participating in the Hearing, other than the Hearing Committee may ask a question of **clarification to the Hearing Committee**. Please follow these steps:
  - Wait until the current speaker finishes.
  - Wait for the Panel to ask all their questions, they may be seeking the same clarification.

- Indicate to the Chairperson (or secretary) that you have a question of clarification.
- o Ask your question to the **Chairperson**.
- o If the Chairperson believes the question needs clarification, they will direct that the question be answered.

#### CROSS-EXAMINATION OF OTHER SUBMITTERS IS NOT PERMITTED.

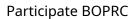
- The Hearing Committee will only "Exclude the Public" where necessary to protect the interests of any party who could be affected by the submissions presented or discussed.
- The Chairperson may allow departure from these guidelines if satisfied that justice will be better served.
- The Chairperson will conduct proceedings in accordance with the principles of natural justice.
- The use of cellphones is not permitted.

#### When you speak:

Each submitter will be given **ten minutes** in which to speak. Please arrive 15 minutes **before** your booked time.

The following rules generally apply:

- Clearly identify yourself when it is your turn to speak.
- You will be invited to a designated table in front of the Committee to speak at your designated time.
- You may not raise issues that are not covered in your written submission, but points may be elaborated on or explained.
- Evidence is not given under oath.
- Only the Hearings Committee may question you as a submitter.
- The Hearings Committee may request or receive advice from Council staff during your spoken submission.
- After speaking you are welcome to return to the public seats to hear the other submissions.



## **Representation Review 2024 - Submission Form**

Jun 03, 2024 - Jul 11, 2024

**Project:** Representation Review 2024

Tool Type: Form
Activity ID: 341

**Exported:** Jul 15, 2024, 10:06 AM **Exported By:** Danni.Manderson

socialpinpoint

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**Member ID:** 

Date Submitted: Jul 11, 2024, 08:36 PM

Q1

What is your view on the initial proposal for the General constituencies?

Multi Choice

Strongly agree

Q2

Please explain why:

Long Text

My area the Eastern Bay of Plenty needs the current 3 representatives as we have the largest land area. Also the most rivers and bridges compared to the other three BOP general constituencies.

Its not about the population rather than the area's size and challenges of the contour and water courses in this very

03

Is there another option you prefer over the initial proposal?

Select Box

No - I prefer the Initial Proposal

04

Please explain why:

Long Text

As I've stated above the eastern bay of plenty is the largest and most topically challenging area with many rivers and crossings that require monitoring in the challenging weather patterns.

What is your view on the initial proposal for the Māori constituencies?

Multi Choice

Strongly agree

Q6

Please explain why:

Long Text

The Eastern bay area being very large, although less populated, still requires representation by a councillor who has a lot of KMs to cover to do their job affectively. There are a lot of rural outlying areas to cover.

Q7

Is there another option you prefer?

Select Box

Q8 Please explain why:

Long Text

Q9

Name:

Short Text

PCR

Q10

Organisation (if on behalf of an organisation)

Short Text

Q11

Email address or contact phone number:

**Short Text** 

012

Q13

014

Do you wish to speak to your submission at a Council hearing?

Multi Choice

No, I do not want to speak to my submission

Telephone

Please provide your contact phone number:

Do you wish to keep your contact details confidential?

Multi Choice

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**Member ID:** 

Date Submitted: Jul 10, 2024, 08:12 PM

Q1 What is your view on the initial proposal for the General constituencies?

Multi Choice Strongly agree

Q2 Please explain why:

the region is very under represented by councilors on an area bases. In which it is 62% of the region. It has the most rivers, harbours and bridges. There is a significant amount of indigenous biodiversity within boundary

Q3 Is there another option you prefer over the initial proposal?

Select Box No - I prefer the Initial Proposal

Q4 Please explain why:

Long Text status quo

Q5 What is your view on the initial proposal for the Māori constituencies?

Multi Choice Agree

O6 Please explain why:

Long Text the eastern Bay needs at least 3 councilors (in Total to represent it due to the reasons above

Q7 Is there another option you prefer?

Select Box No - I prefer the Initial Proposal

Q8 Please explain why:

Long Text just keep with the status quo

Q9 Name:

Short Text J.H

Q10 Organisation (if on behalf of an organisation)

Short Text Whakatane Action Group

Q11 Email address or contact phone number:

Short Text

Q12 Do you wish to speak to your submission at a Council hearing?

Multi Choice Yes, I would like to speak to my submission

Q13 Please provide your contact phone number:

Telephone

Do you wish to keep your contact details confidential?

Q14 Do No No

Q15

Need more space for your feedback?

File Upload

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**Member ID:** 

Date Submitted: Jul 09, 2024, 08:56 PM

Q1

What is your view on the initial proposal for the General constituencies?

Multi Choice

Strongly agree

Q2

Please explain why:

Long Text

Eastern Bay has the largest landarea and more notably the most rivers (and road bridges!, the longest seafront and the highest diversity in landscape and biodiversity of all other constituencies. Therefore in my opinion the current status quo should be maintained. This in spite of Eastern Bay constituencies having the lowest population compared with the others.

Q3

Is there another option you prefer over the initial proposal?

Select Box

No - I prefer the Initial Proposal

04

Please explain why:

Long Text

For the same reason as above.

Q5

What is your view on the initial proposal for the Māori constituencies?

Multi Choice

Strongly agree

Q6

Please explain why:

Long Text

Same argumentation as with the General constituencies!

Q7

Is there another option you prefer?

Select Box

No - I prefer the Initial Proposal

Q8

Please explain why:

Long Text

See above.

Q9

Name:

Short Text

P.M

Q10

Organisation (if on behalf of an organisation)

Short Text

Q11

Email address or contact phone number:

Short Text

Q12

Do you wish to speak to your submission at a Council hearing?

Multi Choice

No, I do not want to speak to my submission

Q13

Please provide your contact phone number:

Telephone

Q14

Do you wish to keep your contact details confidential?

Multi Choice

No

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**Member ID:** 

Date Submitted: Jul 09, 2024, 03:53 PM

Q1 What is your view on the initial proposal for the General constituencies?

Multi Choice Strongly agree

Q2 Please explain why:

Long Text The current arrangement seems to have worked well.

O3 Is there another option you prefer over the initial proposal?

Select Box No - I prefer the Initial Proposal

Q4 Please explain why:

Long Text As above, it has worked well. There cannot be any complaints about equity.

Q5 What is your view on the initial proposal for the Māori constituencies?

Multi Choice Strongly agree

Q6 Please explain why:

It has worked well. It aligns with the District Council boundaries which is a more efficient arrangement than mismatching district boundaries and BOPRC boundaries. The natural environments tend to match the Maori constituent boundaries. E.g. Maketu does not have a Lakes environment. Because we live in the Mauao constituency, we think it should be our choice about whether changes are made to our representation, rather than Maori from

other areas.

Q7 Is there another option you prefer?

Select Box No - I prefer the Initial Proposal

Q8 Please explain why:

Long Text See 6.

Q9 Name:

Short Text L. T

Q10 Organisation (if on behalf of an organisation)

Short Text Maketu Ahi Kaa Koeke Roopu

Q11 Email address or contact phone number:

Short Text

O12 Do you wish to speak to your submission at a Council hearing?

Multi Choice No, I do not want to speak to my submission

Q13 Please provide your contact phone number:

Telephone

O14 Do you wish to keep your contact details confidential?

Multi Choice Yes

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Response No: **Member ID:** Date Submitted: Jul 09, 2024, 07:22 AM What is your view on the initial proposal for the General constituencies? Q1 Disagree Multi Choice Please explain why: Q2 Tauranga is over represented with 5 councillors while Rotorua and Western Bay only have 2 yet their populations are Long Text about the same Is there another option you prefer over the initial proposal? Q3 Select Box Please explain why: 04 Tauranga is over represented and should only have 3 councillors and Rotorua and Western Bay have 3 as well Long Text What is your view on the initial proposal for the Māori constituencies? 05 Agree Multi Choice Q6 Please explain why: Long Text Q7 Is there another option you prefer? Select Box Please explain why: Q8 Long Text Name: Q9 R. C Short Text 010 Organisation (if on behalf of an organisation) Short Text

Email address or contact phone number:

Short Text

Q11

Q12

Do you wish to speak to your submission at a Council hearing?

No, I do not want to speak to my submission Multi Choice

> Q13 Please provide your contact phone number:

Telephone

Do you wish to keep your contact details confidential?

Q14 Yes Multi Choice

> Need more space for your feedback? Q15

File Upload

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Response No: **Member ID:** Date Submitted: Jul 09, 2024, 05:31 AM What is your view on the initial proposal for the General constituencies? Q1 Strongly agree Multi Choice Please explain why: Q2 So there is a representative for my rohe Long Text Is there another option you prefer over the initial proposal? Q3 No - I prefer the Initial Proposal Select Box Q4 Please explain why: Long Text What is your view on the initial proposal for the Māori constituencies? 05 Strongly agree Multi Choice Please explain why: Q6 Long Text Is there another option you prefer? Q7 No - I prefer the Initial Proposal Select Box Q8 Please explain why: Long Text Name: D.G Short Text Q10 Organisation (if on behalf of an organisation) Short Text Email address or contact phone number: Q11 Short Text Do you wish to speak to your submission at a Council hearing? Q12 No, I do not want to speak to my submission Multi Choice Q13 Please provide your contact phone number: Telephone Do you wish to keep your contact details confidential? Q14 Multi Choice Need more space for your feedback? Q15 File Upload



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## Response No: **Member ID:** Date Submitted: Jul 08, 2024, 07:20 PM What is your view on the initial proposal for the General constituencies? Q1 Multi Choice Please explain why: Q2 Broadly, this arrangement is appropriate. Long Text Q3 Is there another option you prefer over the initial proposal? Select Box Q4 Please explain why: Long Text What is your view on the initial proposal for the Māori constituencies? 05 Strongly disagree Multi Choice Please explain why: Q6 Race based government has no place in New Zealand. Long Text Q7 Is there another option you prefer? Select Box Q8 Please explain why: Long Text Name: B. F Short Text Organisation (if on behalf of an organisation) Q10 Short Text Email address or contact phone number: Q11 Short Text Do you wish to speak to your submission at a Council hearing? Q12 No, I do not want to speak to my submission Multi Choice Q13 Please provide your contact phone number: Telephone Do you wish to keep your contact details confidential? Q14 Multi Choice Need more space for your feedback? Q15

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**Member ID:** 

Date Submitted: Jul 08, 2024, 06:53 PM

Q1

What is your view on the initial proposal for the General constituencies?

Multi Choice

Strongly agree

Q2

Please explain why:

Long Text

Whilst the areas seem very different in size it is based on population which is fair. The councillors is there to work for the people so it should be proportional representation to ensure that the people have equal access to a councillor. It may mean that the councillor with the largest area is given a larger travel allowance and there is surety that they will travel throughout their area.

Q3

Is there another option you prefer over the initial proposal?

Select Box

No - I prefer the Initial Proposal

Q4

Please explain why:

Long Text

Q5

What is your view on the initial proposal for the Māori constituencies?

Multi Choice

I do not have a view / I am not on this roll

Q6

Please explain why:

Long Text

07

Is there another option you prefer?

Select Box

Q8

Please explain why:

Long Text

Q9

Name:

Short Text Q10

Organisation (if on behalf of an organisation)

Short Text

Q11

Email address or contact phone number:

Short Text

Q12

Q13

Do you wish to speak to your submission at a Council hearing?

Multi Choice

No, I do not want to speak to my submission

Please provide your contact phone number:

Telephone

014

Do you wish to keep your contact details confidential?

Multi Choice

Yes

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Representation Review 2024 - Submission Form



## Response No: **Member ID:** Date Submitted: Jul 08, 2024, 06:08 PM What is your view on the initial proposal for the General constituencies? Q1 Multi Choice Please explain why: Q2 keeping the status quo. Long Text Q3 Is there another option you prefer over the initial proposal? Select Box Q4 Please explain why: Long Text What is your view on the initial proposal for the Māori constituencies? 05 Strongly disagree Multi Choice Please explain why: Q6 Apartheid is not in my world. Long Text Q7 Is there another option you prefer? Select Box Q8 Please explain why: Long Text Name: L. R Short Text Organisation (if on behalf of an organisation) Q10 Short Text Email address or contact phone number: Q11 Short Text Do you wish to speak to your submission at a Council hearing? Q12 No, I do not want to speak to my submission Multi Choice Q13 Please provide your contact phone number: Telephone Do you wish to keep your contact details confidential? Q14 Multi Choice Need more space for your feedback? Q15 File Upload

Representation Review 2024 - Submission Form



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Response No: **Member ID:** Date Submitted: Jul 08, 2024, 05:04 PM What is your view on the initial proposal for the General constituencies? Q1 Disagree Multi Choice Please explain why: Q2 Tauranga should reduce in numbers. Two fir Tauranga, is substantial. Long Text The 5x councilors for Tauranga is exsessive Is there another option you prefer over the initial proposal? 03 Select Box 04 Please explain why: Long Text What is your view on the initial proposal for the Māori constituencies? 05 Strongly agree Multi Choice Please explain why: 06 Suitable amount. Could always do w more for these regions, however growth is due in future Long Text Is there another option you prefer? Q7 No - I prefer the Initial Proposal Select Box Please explain why: As above Long Text Name: Q9 P. Short Text 010 Organisation (if on behalf of an organisation) Short Text Email address or contact phone number: Q11 Short Text Do you wish to speak to your submission at a Council hearing? Q12 No, I do not want to speak to my submission Multi Choice Q13 Please provide your contact phone number: Telephone Do you wish to keep your contact details confidential? Q14 Yes Multi Choice Need more space for your feedback? Q15

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**Member ID:** 

Date Submitted: Jul 08, 2024, 04:22 PM

What is your view on the initial proposal for the General constituencies? Q1

Strongly disagree Multi Choice

> Q2 Please explain why:

Long Text

Q3 Is there another option you prefer over the initial proposal?

Select Box

Q4 Please explain why:

Long Text

Long Text

What is your view on the initial proposal for the Māori constituencies? 05

Strongly disagree Multi Choice

> Please explain why: Q6

> > The three Māori Constituencies must go

If we are one people, why do we have one section of our people having special privileges

They can have Māori representatives stand on the general roll.and possibly be elected Plus they already have 3 members of their tribe auto elected.

This is wrong

Q7 Is there another option you prefer?

Select Box

Q8 Please explain why:

Long Text

Name: Q9

ΡF Short Text

> Organisation (if on behalf of an organisation) Q10

No organisation Short Text

> Email address or contact phone number: Q11

Short Text

Do you wish to speak to your submission at a Council hearing? Q12

No, I do not want to speak to my submission Multi Choice

> Q13 Please provide your contact phone number:

Telephone

Do you wish to keep your contact details confidential?

Q14 Multi Choice

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REGIONAL COUNCIL Response No: **Member ID:** Date Submitted: Jul 08, 2024, 03:14 PM What is your view on the initial proposal for the General constituencies? Q1 Strongly disagree Multi Choice Q2 Please explain why: Long Text Q3 Is there another option you prefer over the initial proposal? Select Box Q4 Please explain why: Long Text What is your view on the initial proposal for the Māori constituencies? 05 Strongly disagree Multi Choice Please explain why: Q6 How come Maori are only represented by one person in Mauao covering 23k ratepayers Long Text but my Pakeha brothers get five people in Tauranga with 29k Is there another option you prefer? Select Box Q8 Please explain why: Long Text Name: 09 Short Text Q10 Organisation (if on behalf of an organisation) Short Text Email address or contact phone number: Q11

Short Text

Do you wish to speak to your submission at a Council hearing? Q12

No, I do not want to speak to my submission Multi Choice

> Q13 Please provide your contact phone number:

Telephone

Do you wish to keep your contact details confidential? Q14

Multi Choice 015

Need more space for your feedback?

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Multi Choice

**Member ID:** 

Date Submitted: Jul 08, 2024, 09:20 AM

Q1 What

Q2 Please explain why:

Long Text These constituencys represent where population numbers are greater.

What is your view on the initial proposal for the General constituencies?

Q3 Is there another option you prefer over the initial proposal?

Discarded Option One: Maketū/Te Puke Ward moved to Eastern BOP constituency, Pāpāmoa Ward moved to Western BOP constituency and status quo for Rotorua

Q4 Please explain why:

Long Text Would even up the playing field with more constituents for EPOB representation .

Q5 What is your view on the initial proposal for the Māori constituencies?

Multi Choice Strongly disagree

Q6 Please explain why:

I am strongly against unelected race based representation it was never the intention of article 3 of the Treaty and to have one ethnicity with more rights than others.

Q7 Is there another option you prefer?

Select Box Other

Q8 Please explain why:

New Zealand is a multi culture society and legislation should reflect this with no racial divide which means removing all Treaty obligations that were never consulted on by the communities.

Q9 Name:

Short Text A. C

Long Text

Q10 Organisation (if on behalf of an organisation)

Short Text The community

Q11 Email address or contact phone number:

Short Text

Q12 Do you wish to speak to your submission at a Council hearing?

Multi Choice No, I do not want to speak to my submission

Q13 Please provide your contact phone number:

Telephone

Q14 Do you wish to keep your contact details confidential?

Multi Choice Yes

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Response No: Q1 Multi Choice Q2 Long Text Q3 Select Box Q4 Long Text 05 Multi Choice Q6 Long Text Q7 Select Box Q8 Long Text Short Text Q10 Short Text Q11 Short Text Q12 Multi Choice Q13 Telephone Q14 Multi Choice

**Member ID:** 

Date Submitted: Jul 05, 2024, 02:03 PM

What is your view on the initial proposal for the General constituencies?

Strongly agree

Please explain why:

Status quo is fair, well tested over time, works well.

Is there another option you prefer over the initial proposal?

No - I prefer the Initial Proposal

Please explain why:

As above

What is your view on the initial proposal for the Māori constituencies?

Strongly agree

Please explain why:

Gives fairer representation, provides council with diverse views and in spirit of the Treaty.

Is there another option you prefer?

No - I prefer the Initial Proposal

Please explain why:

As above

Name:

L. C

Organisation (if on behalf of an organisation)

Email address or contact phone number:

Do you wish to speak to your submission at a Council hearing?

Yes, I would like to speak to my submission

Please provide your contact phone number:

Do you wish to keep your contact details confidential?

Need more space for your feedback? Q15

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Multi Choice

Long Text

**Member ID:** 

Date Submitted: Jul 05, 2024, 11:28 AM

Q1

Please explain why: Q2

Disagree

I can't find any information about why Tauranga requires five councillors and the other rohe only two. If that is based on population size, it seems misaligned as BOPRC should be focused on the taiao and therefore

representation should be aligned with the environmental needs of each rohe.

What is your view on the initial proposal for the General constituencies?

Q3 Is there another option you prefer over the initial proposal?

Select Box

Please explain why: 04

Long Text

What is your view on the initial proposal for the Māori constituencies? Q5

Disagree Multi Choice

> Please explain why: Q6

The Okurei constituencey needs to include Maketu and Little Waihi which belong in the Te Arawa rohe. Long Text

Q7 Is there another option you prefer?

Select Box

Please explain why: 08

Long Text

Name: 09

Short Text

Q10 Organisation (if on behalf of an organisation)

Short Text

Email address or contact phone number: Q11

Short Text

Do you wish to speak to your submission at a Council hearing? Q12

No, I do not want to speak to my submission Multi Choice

> Q13 Please provide your contact phone number:

Telephone

Do you wish to keep your contact details confidential? Q14

Multi Choice

Need more space for your feedback? 015

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**Member ID:** 

Date Submitted: Jul 05, 2024, 07:11 AM

Q1 V

What is your view on the initial proposal for the General constituencies?

Multi Choice

oice Agree

Q2

Please explain why:

Long Text

I strongly agree with 3 councilors in the eastern bay due to the fact that this makes up 62% of the region with the majority of waterways and harbours. As well as the most significant indigenous biodiversity that may not be so well represented with a lesser number of councilors. BOP Regional council is about the environment and how the humans fit into it. Representation should be about the environment, which is why we need 3 councilors in the Eastern Bay

Q3

Is there another option you prefer over the initial proposal?

Select Box

No - I prefer the Initial Proposal

**Q4** Long Text

status quo

What is your view on the initial proposal for the Māori constituencies?

Multi Choice

Agree

Q6

Please explain why:

Please explain why:

Long Text

status quo

Q7

Is there another option you prefer?

Select Box

No - I prefer the Initial Proposal

Q8

Please explain why:

Long Text

09

Name:

Short Text

J. H

Q10

Organisation (if on behalf of an organisation)

Short Text

Q11

-

Email address or contact phone number:

Short Text

012

Do you wish to speak to your submission at a Council hearing?

Multi Choice

Yes, I would like to speak to my submission

Q13

Please provide your contact phone number:

Telephone

Do you wish to keep your contact details confidential?

Q14

Yes

Multi Choice

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**Member ID:** 

Date Submitted: Jul 03, 2024, 10:06 PM

Q1 What is your view on the initial proposal for the General constituencies?

Multi Choice I do not have a view / I am not on this roll

Q2 Please explain why:

Long Text

Q3 Is there another option you prefer over the initial proposal?

Select Box

Q4 Please explain why:

Long Text

What is your view on the initial proposal for the Māori constituencies?

Q5 Wha

Multi Choice Agre

Q6 Please explain why:

I am ok with the current arrangement being maintained, however I think consideration should be given to moving the boundaries to better reflect tribal boundaries.

Q7 Is there another option you prefer?

Select Box Maketū/Kaituna moved from Mauao to Ōkurei

Q8 Please explain why:

Long Text Tribally, this makes more sense, as this sits within Te Arawa waka.

Q9 Name:

Short Text N. R

Q10 Organisation (if on behalf of an organisation)

Short Text

Q11 Email address or contact phone number:

Short Text

Q12

Do you wish to speak to your submission at a Council hearing?

Multi Choice No, I do not want to speak to my submission

Q13 Please provide your contact phone number:

Telephone

Do you wish to keep your contact details confidential?

Q14 Do Yes

Q15 Need more space for your feedback?

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**Member ID:** 

Date Submitted: Jul 02, 2024, 06:41 PM

What is your view on the initial proposal for the General constituencies?

Multi Choice Strongly disagree

Q2 Please explain why:

Long Text Does not conform to democratic principals as prescribed by the intent of the original document.

Q3 Is there another option you prefer over the initial proposal?

Select Box Other

Q4 Please explain why:

Long Text All the other options assume the inclusion of Maori Wards which is undemicratic.

Q5 What is your view on the initial proposal for the Māori constituencies?

Multi Choice Strongly disagree

Q6 Please explain why:

Long Text The options presented here undemocratically include the inclusion of Maori Wards.

Q7 Is there another option you prefer?

Select Box Other

Q8 Please explain why:

Long Text All other optional choices include the undemocratic option of Maori Wards.

O9 Name:

K. H

Short Text

Q10 Organisation (if on behalf of an organisation)

Short Text

O11 Email address or contact phone number:

Short Text

O12 Do you wish to speak to your submission at a Council hearing?

Multi Choice No, I do not want to speak to my submission

Q13 Please provide your contact phone number:

Telephone

Q14 Do you wish to keep your contact details confidential?

Multi Choice Yes

Q15 Need more space for your feedback?

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**Member ID:** 

Date Submitted: Jul 02, 2024, 04:26 PM

Q1

What is your view on the initial proposal for the General constituencies?

Multi Choice

e Disagree

Q2

Please explain why:

Long Text

It seems to me that Tauranga, which in land area would be the smallest comstituency, is heavily overweighted in Councillors. Eastern BOP has by far the largest land area and of course many, many rivers and has the smallest number of Councillors. It also has three decent sized urban areas. My preference would be Tauranga 3, WBOP 2, Rotorua 3 and EBOP 3.

Q3

Is there another option you prefer over the initial proposal?

Select Box

Q4

Please explain why:

Long Text

Q5

What is your view on the initial proposal for the Māori constituencies?

Multi Choice

Strongly agree

Q6

Please explain why:

Long Text

The tangatawhenua voice (and vote around the Council table is invaluable in that it offers a different prospective to the dominant Pakeha voice. It also demonstrates that that particular voice is valued which to me is very important.

Q7

Is there another option you prefer?

Select Box

Maketū/Kaituna moved from Mauao to Ōkurei

Q8

Please explain why:

Long Text

The source of Kaituna is in Okurei and the awa should be thought of as one and be in the one constituency, both source and mouth.

Q9

Name:

Short Text

P. H. M

Q10

Organisation (if on behalf of an organisation)

Short Text

Q11

Email address or contact phone number:

Short Text

Q12

Do you wish to speak to your submission at a Council hearing?

Multi Choice

No, I do not want to speak to my submission

Q13

Q14

Please provide your contact phone number:

Telephone

Do you wish to keep your contact details confidential?

Multi Choice

No

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Response No: 20 **Member ID:** 

Date Submitted: Jul 01, 2024, 09:27 AM

Q1 What is y

Strongly disagree

Q2 Please explain why:

Long Text

Multi Choice

Reduce the number of Councillors and you will reduce the rates burden. The whole of the Bay of Plenty represents only a small town/city in any other part of the world and we don't need a large team of governors to run it.

Q3 Is there another option you prefer over the initial proposal?

Select Box Other

Q4 Please explain why:

Long Text

What is your view on the initial proposal for the Māori constituencies?

What is your view on the initial proposal for the General constituencies?

Multi Choice Strongly disagree

Q6 Please explain why:

Long Text Ir

In a functioning democracy race-based representation is not necessary. In this case it adds a significant amount of cost to the running of Council. I note that in Council's submission to the crown regarding Maori seat referenda we conveniently ignored mentioning the cost to ratepayers of supporting the current governance model.

O7 Is there another option you prefer?

Select Box Other

O8 Please explain why:

Long Text

No Maori seats at all thank you. They are un-democratic, expensive to support and result in council decvisions that favour opne part of our community over others.

Q9 Name:

Short Text R. K

Q10 Organisation (if on behalf of an organisation)

Short Text

Q11 Email address or contact phone number:

Short Text

O12 Do you wish to speak to your submission at a Council hearing?

Multi Choice No, I do not want to speak to my submission

Q13 Please provide your contact phone number:

Telephone

O14 Do you wish to keep your contact details confidential?

Multi Choice Y

Yes

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Response No:

**Member ID:** 

Date Submitted: Jun 28, 2024, 10:55 AM

What is your view on the initial proposal for the General constituencies? Q1

Multi Choice

Please explain why: Q2

This strikes a good balance for representation, taking into account where the people are and where the council's

mahi is needed.

Is there another option you prefer over the initial proposal? 03

Select Box

Long Text

04 Please explain why:

Long Text

What is your view on the initial proposal for the Māori constituencies? 05

I do not have a view / I am not on this roll Multi Choice

> Please explain why: Q6

I'm not on this roll but continue to support Māori constituencies. Long Text

Q7 Is there another option you prefer?

Select Box

Please explain why: Q8

Long Text

Name: Q9

B. M Short Text

> 010 Organisation (if on behalf of an organisation)

Short Text

Email address or contact phone number: Q11

Short Text

Do you wish to speak to your submission at a Council hearing? Q12

No, I do not want to speak to my submission Multi Choice

> Q13 Please provide your contact phone number:

Telephone

Do you wish to keep your contact details confidential?

Q14 Yes Multi Choice

Q15

Need more space for your feedback?

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Response No: **Member ID:** 22 Date Submitted: Jun 10, 2024, 09:46 AM What is your view on the initial proposal for the General constituencies? Q1 Multi Choice Q2 Please explain why: Long Text Is there another option you prefer over the initial proposal? Q3 No - I prefer the Initial Proposal Select Box Q4 Please explain why: Long Text What is your view on the initial proposal for the Māori constituencies? 05 I do not have a view / I am not on this roll Multi Choice Please explain why: Q6 Long Text Q7 Is there another option you prefer? Select Box Q8 Please explain why: Long Text Name: C. v. W Short Text Q10 Organisation (if on behalf of an organisation) Short Text Email address or contact phone number: Q11 Short Text Do you wish to speak to your submission at a Council hearing? Q12 No, I do not want to speak to my submission Multi Choice Q13 Please provide your contact phone number: Telephone Do you wish to keep your contact details confidential? Q14 Multi Choice Need more space for your feedback? Q15 File Upload



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Response No:

Member ID:

Date Submitted: Jun 07, 2024, 12:21 PM

What is your view on the initial proposal for the General constituencies? Q1

Multi Choice

Strongly agree

Q2

Please explain why:

Long Text

Q3 Is there another option you prefer over the initial proposal?

Select Box

Q4 Please explain why:

Long Text

05

What is your view on the initial proposal for the Māori constituencies?

I do not have a view / I am not on this roll Multi Choice

> Please explain why: Q6

Long Text

Q7 Is there another option you prefer?

Select Box

Q8 Please explain why:

Long Text

Name:D. C

Short Text

Q10

Organisation (if on behalf of an organisation)

Trust Horizon Short Text

> 011 Email address or contact phone number:

Short Text

Do you wish to speak to your submission at a Council hearing? Q12

Multi Choice No, I do not want to speak to my submission

> Q13 Please provide your contact phone number:

Telephone

Do you wish to keep your contact details confidential? Q14

Multi Choice

Q15 Need more space for your feedback?

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end of submission pack

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Response No: **Member ID:** Date Submitted: Jun 06, 2024, 11:54 AM What is your view on the initial proposal for the General constituencies? Q1 Multi Choice Please explain why: Q2 This seems like a pretty fair division of representation considering the population distribution. Long Text Is there another option you prefer over the initial proposal? Q3 No - I prefer the Initial Proposal Select Box Q4 Please explain why: Long Text What is your view on the initial proposal for the Māori constituencies? 05 I do not have a view / I am not on this roll Multi Choice Please explain why: Q6 Long Text Q7 Is there another option you prefer? Select Box Q8 Please explain why: Long Text Name: S. G Short Text Q10 Organisation (if on behalf of an organisation) Short Text Email address or contact phone number: Q11 Short Text Do you wish to speak to your submission at a Council hearing? Q12 No, I do not want to speak to my submission Multi Choice Q13 Please provide your contact phone number: Telephone Do you wish to keep your contact details confidential? Q14 Multi Choice Need more space for your feedback? Q15

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Response No: 25 **Member ID:** 

Date Submitted: Jun 05, 2024, 12:27 PM

Q1 What is yo

Multi Choice Agre

Q2 Please explain why:

Long Text The present arrangement works well. No need to change this ratio.

What is your view on the initial proposal for the General constituencies?

Q3 Is there another option you prefer over the initial proposal?

Select Box No - I prefer the Initial Proposal

Q4 Please explain why:

Long Text The presentf proposal has been chosen after due process and there is no suggestion to imply a better alternative.

Q5 What is your view on the initial proposal for the Māori constituencies?

Multi Choice Strongly disagree

Q6 Please explain why:

To set up selected Maori constituencies is undecromatic. All voters should have the right to a public vote without dividing areas up into special Maori constituencies.

Q7 Is there another option you prefer?

Select Box Other

O8 Please explain why:

Long Text Do away with seperate Maori Constituencies. Each member of the Council is there by public vote.

Q9 Name:

Short Text K. H

Q10 Organisation (if on behalf of an organisation)

Short Text

Q11 Email address or contact phone number:

Short Text

Q<sub>12</sub> Do you wish to speak to your submission at a Council hearing?

Multi Choice No, I do not want to speak to my submission

Q13 Please provide your contact phone number:

Telephone

Do you wish to keep your contact details confidential?

Q14 Do Yes

Q15

Need more space for your feedback?

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Response No: **Member ID:** Date Submitted: Jun 05, 2024, 08:59 AM What is your view on the initial proposal for the General constituencies? Q1 Multi Choice Please explain why: Q2 Looks like a fair spread Long Text Q3 Is there another option you prefer over the initial proposal? Select Box Q4 Please explain why: Long Text What is your view on the initial proposal for the Māori constituencies? 05 Strongly disagree Multi Choice Please explain why: Q6 I do not like race based anything. Last election I wanted to vote for one of the Maori candidates but couldn't. These Long Text wards are a backwards step. Q7 Is there another option you prefer? Select Box Q8 Please explain why: Long Text Name: Q9 G. P Short Text 010 Organisation (if on behalf of an organisation) Short Text Email address or contact phone number: Q11 Short Text Q12 Do you wish to speak to your submission at a Council hearing? Multi Choice No, I do not want to speak to my submission Q13 Please provide your contact phone number: Telephone

Q14 Do you wish to keep your contact details confidential?

Multi Choice

Q15 Need more space for your feedback?

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Representation Review 2024 - Submission Form



INFOCOUNCIL ID:

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Response No: 27

Member ID:

Date Submitted: Jun 03, 2024, 12:48 PM

Q1 What is your view on the initial proposal for the General constituencies?

Multi Choice Strongly disagree

> Q2 Please explain why:

Long Text Māori and Pacifika representation is currently under represented due to a number of reasons.

We have the highest population of māori in this constuaent in the country. This does not reflect. The Māori and

Pasifika population has grown 17.7% since 2018 this is also not reflected.

This entire constitution needs to be rewritten and reviewed to reflect equally. This Iis guaranteed to us as tāngata whenua in Te Tiriti o Waitangi 1840 and He Whakapūtanga o te Rangatiratanga

o Nu Tirani 1835.

Is there another option you prefer over the initial proposal? Q3

Select Box

Please explain why: Q4

To review the entire process to reflect as a fair and well thought out equal process of selection and representation. Long Text

What is your view on the initial proposal for the Māori constituencies? Q5

Strongly disagree Multi Choice

> Please explain why: Q6

Tāngata whenua Māori do not see council boundaries as areas of responsibility from a cultural perspective. Long Text

Whānau hāpu and Iwi areas which we are accustomed too area wise allows for a more even representation of

Māoridom.

Is there another option you prefer? Q7

Other Select Box

Please explain why:

Re explore a better option Long Text

> Name: Q9

Short Text

Organisation (if on behalf of an organisation) 010

Independent Short Text

> Email address or contact phone number: Q11

Short Text

Do you wish to speak to your submission at a Council hearing? Q12

No, I do not want to speak to my submission Multi Choice

> Please provide your contact phone number: Q13

Telephone

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Q14 Do you wish to keep your contact details confidential?

Multi Choice

Yes

Q15

Need more space for your feedback?

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Representation Review 2024 - Submission Form

esponse No: 28



# Bay of Plenty Regional Council Representation review 2024

Submission on behalf of Federated Farmers of New Zealand

12 July 2024



# SUBMISSION



TELEPHONE 0800 327 646 | WEBSITE WWW.FEDFARM.ORG.NZ

To: Bay of Plenty Regional Council Via email: Representation@boprc.govt.nz

**JESSE BRENNAN** Address for service:

SENIOR POLICY ADVISOR (REGIONAL)

Federated Farmers of New Zealand

Ē

#### **SUMMARY OF RELIEF SOUGHT**

- FFNZ recommends that the number of councillors in the Tauranga City constituency be reduced from 5 to 4, in the interests of fair and balanced representation for the region.
- BOPRC to amend the arrangement in the initial proposal so that Tauranga City constituency has four councillors (i.e., one less than the initial proposal), and Eastern Bay of Plenty has three councillors (i.e., one more than the initial proposal).
- Ultimately, FFNZ firmly believes that Eastern Bay of Plenty needs more representation because:
  - Over a quarter of the rates take comes from the Eastern Bay of Plenty constituency (see Appendix 1).
  - Given BOPRCs core functions around managing the natural environment and the Eastern Bay constituency covering 7,589km2, it should have more representation.
  - Eastern Bay of Plenty pays significant rates towards regional services, which are borne by fewer people when compared to those living in urban areas but have wider regional community benefits.

#### 1. INTRODUCTION

- Bay of Plenty and Rotorua-Taupō Federated Farmers (Federated Farmers, or FFNZ) 1.1 appreciates this opportunity to submit on Bay of Plenty Regional Council (BOPRC or Council) Representation review 2024 (initial proposal). Federated Farmers has approximately 642 active members located in the Bay of Plenty region, who are also some of your rural ratepayers.
- 1.2 Federated Farmers acknowledge any submissions from individual members of our organisation.

Federated Farmers submission to BOPRC - Representation review 2024

1.3 Federated Farmers would like the opportunity to speak to Council about this submission.

#### 2. GENERAL COMMENTS

- 2.1 Federated Farmers at a high level supports the current representation arrangement (and therefore the initial proposal). The current arrangement is made up of 14 Councillors representing 4 general constituencies (Western Bay of Plenty, Tauranga, Rotorua and Eastern Bay of Plenty eleven councillors) and 3 Māori constituencies (Mauao, Ōkurei and Kōhi 3 councillors).
- 2.2 Federated Farmers, however, would like to see a rebalancing of representation between the Tauranga City and Eastern Bay of Plenty constituencies. This has been FFNZ's position in the 2018 representation review, the early engagement feedback provided in February 2024, and again this issue remains live for FFNZ and its members.
- 2.3 FFNZ have been concerned for a long time about the impact on rural representation that arises from the +/- 10% population rule in Section 19V(2) of the Local Electoral Act (LEA) 2001. While the population rule allows for variation to achieve effective representation, particularly in the case of regional councils, it is still evident that population is the starting point for any review of representation under the LEA 2001.
- 2.4 FFNZ is aware that its suggestions provided in this submission will be 'non-compliant' with narrow population criteria. However, in the interests of effective governance, we seek consideration of the issues and solutions we raise to address them.

#### 3. COMMUNITY REPRESENTATION

- 3.1 Federated Farmers has a long and proud history of engagement with BOPRC at all levels.
  We appreciate the working relationship we have with BOPRC.
- 3.2 FFNZ participate in the development of policy through resource management processes, engage on annual and long-term plan consultations, and other strategies. FFNZ and its members are also involved with Council at a variety of levels on core business such a flood protection, resource consent processes, stakeholder engagement, and waterway and soil conservation.
- 3.3 As you will be already aware, Eastern Bay of Plenty as a constituency covers a significant and extensive geographic area (7,589 km²). From a regional council perspective, the area is inherently linked to many of Council's core functions, and is the location where many of these functions are carried out. The area has extensive flood protection and drainage works, farming activities, surface and groundwater resources, native bush areas, and coastal areas, to name but a few.

Federated Farmers submission to BOPRC - Representation review 2024

- 3.4 The representation review guidelines¹ describe a 'community of interest' as a three-dimensional concept of which one dimension is the functional ability to meet with reasonable economy the communities' requirements for comprehensive physical and human services. While Eastern Bay of Plenty constituency has been successfully defined as a community of interest, this community is underrepresented relative to its interests.
- 3.5 Many of Council's core activities undertaken in the Eastern Bay of Plenty constituency have functional benefits for communities within the constituency, but also to the wider region. For example, river and drainage scheme assets and associated works protect land, roading networks, and other key infrastructure that is in Eastern Bay of Plenty. This allows communities to live and thrive around the region. While payers of targeted rates are direct beneficiaries, the wider community are indirect beneficiaries of this work as well, despite not paying targeted rates towards this.
- 3.6 Based on the best information available, FFNZ estimates that the total rates take for the Eastern Bay of Plenty constituency is \$23,656,159.84, or 26.269% of the total rates take, as outlined in Appendix 1 to this submission.
- 3.7 Ultimately, FFNZ firmly believes that Eastern Bay of Plenty needs more representation because:
  - Based on our estimations, over a quarter of the rates take comes from the Eastern Bay of Plenty constituency (see Appendix 1).
  - Given BOPRC's core functions around managing the natural environment and the Eastern Bay constituency covering 7,589km², it should have more representation.
  - Eastern Bay of Plenty pay significant rates towards regional services, which are borne by fewer people when compared to those living in urban areas but have wider regional community benefits.

#### 4. PROPOSED CHANGES TO INITIAL PROPOSAL

- 4.1 In 2018, Federated Farmers made a submission on the initial representation review proposal. At the time, the FFNZ membership was particularly concerned that representation was imbalanced in the Eastern Bay of Plenty constituency, in favour of Tauranga City.
- 4.2 Federated Farmers appreciates that this is on account of the LEA and its overarching emphasis on population in determining what is effective representation. FFNZ was pleased that Council allowed two Councillors to represent the Eastern Bay of Plenty constituency,

<sup>&</sup>lt;sup>1</sup> Page 24 Representation-Review-Guidelines-2023-v2.pdf (lgc.govt.nz)

- which is one more than the narrow focus on population would allow. FFNZ appreciated Council's sensible and pragmatic approach, and for retaining this in the initial proposal.
- 4.3 However, FFNZ would still like to make the case for Eastern Bay of Plenty constituency to have an additional Councillor compared to Tauranga City.
- 4.4 FFNZ proposes that the current arrangement is amended so that Tauranga City constituency has four councillors (i.e., one less than the current arrangement), and Eastern Bay of Plenty has three councillors (i.e., one more than the current arrangement). While we appreciate this will further push the non-compliance with Section 19V(2) of the LEA, we believe this non-compliance is necessary.
- 4.5 As a general statement, the reality is that urban rate payers utilise regional council functions very differently to those of rural rate payers. Farmers in the Eastern Bay engage in vital regulatory transactions with the regional council on a regular basis. The regional council's river and drainage management and riparian programmes are crucial to the Eastern Bay of Plenty farming community. Every person in the region should have sufficient representation to ensure their voice is heard, and at present the membership feels this is not the case for Eastern Bay of Plenty.
- 4.6 It is important to recognise that the rates take is significant for individuals and businesses in the Eastern Bay of Plenty area. For example, a residential rating unit in Central Tauranga may pay approximately \$560 in regional council rates, whereas a rural rating unit on the Rangitāiki plains may pay \$150,000 in regional council targeted rates alone. This exercise is not to compare experiences, assets, or rates expenses of urban versus rural rating units. Instead, its intention is to highlight the fact that many members in Eastern Bay of Plenty would like to have more representation because of the significant costs they pay towards regional services, which are born by fewer people when compared to those living in urban areas but have wider regional community benefits.
- 4.7 BOPRC has the power to increase effective representation in Eastern Bay of Plenty. As such, FFNZ urges BOPRC to propose an adjustment to Councillor numbers for the area. This is necessary to achieve a reasonable balance of representation across the region, and a strengthened voice for more isolated and rural communities in the management of Council's finances, community assets, and environmental programmes.
- 4.8 FFNZ encourages BOPRC to propose an additional councillor for the Eastern Bay of Plenty general constituency, extending the fair representation principle as grounds for additional non-compliance with the population rule.

#### Action required:

- FFNZ recommends that the number of councillors in the Tauranga City constituency be reduced from 5 to 4, in the interests of fair and balanced representation for the region.
- BOPRC to amend the arrangement in the initial proposal so that Tauranga City constituency has four councillors (i.e., one less than the initial proposal), and Eastern Bay of Plenty has three councillors (i.e., one more than the initial proposal).

Federated Farmers thanks Bay of Plenty Regional Council for considering this submission

#### **About Federated Farmers**

Federated Farmers is a not-for-profit primary sector policy and advocacy organisation that represents the majority of farming businesses in New Zealand. Federated Farmers has a long and proud history of representing the interests of New Zealand's farmers.

The Federation aims to add value to its members' farming businesses. Our key strategic outcomes include the need for New Zealand to provide an economic and social environment within which:

- Our members may operate their business in a fair and flexible commercial environment;
- Our members' families and their staff have access to services essential to the needs of the rural community; and
- Our members adopt responsible management and environmental practices.

This submission is representative of member views and reflect the fact that local government policies and processes impact on our member's daily lives as farmers and members of local communities.



#### APPENDIX 1 - Rate take calculations

Green - Eastern Bay of Plenty constituency calculations

Orange - Tauranga City constituency calculations

#### **GENERAL RATES:**

Total general rates from land value: \$20,725,7862

Constituent Authority	Land value	Rates (cents per dollar of rateable land value) <sup>3</sup>	Calculation	TOTAL
Kawerau	\$548,365,0004	0.023270	0.02327% of	127,604.5355
			548,365,000	
Whakatāne	\$9,116,066,1505	0.021167	0.021167% of	1,929,597.722
			9,116,066,150	
Ōpōtiki	\$2,525,480,900 <sup>6</sup>	0.021167	0.021167% of	534,568.542
			2,525,480,900	
TOTAL \$2,5				\$2,591,770.80
Tauranga	\$51,473,000 <sup>7</sup>	0.021273	0.021273% of	\$10,949,851.00
City			51,473,000	

#### **TARGETED RATES:**

Targeted rate (EBOP constituency) <sup>8</sup>	Targeted rates take for Year 1 2024/25
Rangitāiki-Tarawera Rivers Scheme targeted rate <sup>9</sup>	5,690,000
Whakatāne-Tauranga Rivers Scheme targeted rate	3,250,000
Waioeka-Otara Rivers Scheme targeted rate	1,484,000
Rangitāiki Drainage Schemes targeted rate	1,566,000
Minor Rivers and Drainage Schemes targeted rate	797,000
Whakatāne passenger transport	630,000
TOTAL	\$14,417,000

Page 86 Te Mahere Turoa Long Term Plan 2024 - 2034 (hdp-au-prod-app-boprc-participate-files.s3.ap-southeast-

Federated Farmers submission to BOPRC - Representation review 2024

Page 86 Te Mahere Turoa Long Term Plan 2024 - 2034 (hdp-au-prod-app-boprc-participate-files.s3.ap-southeast-2.amazonaws.com)

New rating valuations for Kawerau District (qv.co.nz)

<sup>5</sup> annual-report-full-2022-23-web.pdf (whakatane.govt.nz)
6 New rating valuations for Ōpōtiki District Council - QV Media Release - Ōpōtiki District Council (odc.govt.nz)

Page 323 long-term-plan-2024-2034.pdf (tauranga.govt.nz)

<sup>2034 (</sup>hdp-au-prod-app-boprc-participate-files.s3.ap-southeast-<sup>8</sup> Page 98 <u>Te Mahere Turoa Long Term Plan 2024</u> -

<sup>9</sup> Note: FFNZ acknowledge that this targeted rate also applies to Rotorua and Taupō constituent districts – without any easy way to differentiate this, it has been included as part of the calculation assuming the majority of the rate take is from the Whakatāne and Kawerau constituent districts.

Constituent Authority	Regional safety and rescue services <sup>10</sup> rates take	Civil Defence Emergency Management revenue <sup>11</sup> rates take	Targeted rates take
Kawerau	2,903	133,979	136,882
Whakatāne	31,496	717,589	749,085
Ōpōtiki	7,977	229,226	237,203
		TOTAL	\$1,123,170
TOTAL	\$15,540,170		

Targeted rate (Tauranga City)	Targeted rates take
Tauranga Passenger Transport	15,062,000 (Year 1) <sup>12</sup>
Regional safety and rescue services	152,990 <sup>13</sup>
Civil Defence Emergency Management revenue	2,506,97714
TOTAL TARGETED RATES TAKE – TAURANGA	\$17,721,967

#### **UNIFORM ANNUAL GENERAL CHARGE:**

- UAGC charged as a fixed amount of \$224.58 per rating unit.
- Total rates collection through UAGC: \$30,658,14415.

Constituent Authority	Rating units (2024/25)	Estimated UAGC collected
Kawerau	3,002 <sup>16</sup>	\$674,189.16
Whakatāne	16,224 <sup>17</sup>	\$3,643,585.92
Ōpōtiki	5,37218	\$1,206,443.76
	TOTAL	\$ 5,524,218.84
Tauranga	63,998 <sup>19</sup>	\$14,372,670

<sup>10</sup> Page 94 Te Mahere Turoa Long Term Plan 2024 - 2034 (hdp-au-prod-app-boprc-participate-files.s3.ap-southeast-

Federated Farmers submission to BOPRC - Representation review 2024

Page 93 Te Mahere Turoa Long Term Plan 2024 - 2034 (hdp-au-prod-app-boprc-participate-files.s3.ap-southeast-2.amazonaws.com)

12 Page 98 Te Mahere Turoa Long Term Plan 2024 - 2034 (hdp-au-prod-app-boprc-participate-files.s3.ap-southeast-

<sup>13</sup> Page 93 Te Mahere Turoa Long Term Plan 2024 - 2034 (hdp-au-prod-app-boprc-participate-files.s3.ap-southeast-

<sup>2.</sup>amazonaws.com<sub>1</sub>

<sup>14</sup> Page 93 <u>Te Mahere Turoa Long Term Plan 2024 - 2034 (hdp-au-prod-app-boprc-participate-files.s3.ap-southeast-</u>

<sup>2.</sup>amazonaws.com)

15 Page 87 Te Mahere Turoa Long Term Plan 2024 - 2034 (hdp-au-prod-app-boprc-participate-files.s3.ap-southeast-2.amazonaws.com)

<sup>16</sup> Page 64 2 (kaweraudc.govt.nz)

<sup>17</sup> Page 29 our finances.pdf (whakatane.govt.nz)

<sup>18</sup> Page 101 Microsoft Word - 2023-06-30 - 2023-24 Opotiki District Council Annual Plan (odc.govt.nz)

<sup>&</sup>lt;sup>19</sup> Page 323 long-term-plan-2024-2034.pdf (tauranga.govt.nz)

# **SUMMARY TABLES:**

Estimated total – Eastern Bay of Plenty Constituency		
Total general rates take	\$2,591,770.80	
Total targeted rates take	\$15,540,170	
Estimated total UAGC rates take	\$5,524,218.84	
TOTAL	\$23,656,159.84	
% of total rates take (total rates take Year 1 - \$90,053,000)	26.269% (rounded)	
ELECTORAL POPULATION	35,480	
LAND AREA (km²)	7,589	

Estimated total – Tauranga Constituency			
Total general rates take	\$10,949,851.00		
Total targeted rates take	\$17,721,967		
Estimated total UAGC rates take	\$14,372,670		
TOTAL	\$43,044,488.00		
% of total rates take (total rates take Year 1 - \$90,053,000)	47.799% (rounded)		
ELECTORAL POPULATION	145,830		
LAND AREA (km²)	181.7		

Response No: 29

27 June 2024

Doug Leeder, Chairperson
Fiona McTavish, Chief Executive
Bay of Plenty Regional Council
[Via submission portal]



Tēnā koe,

# Whakatāne District Council submission to the Bay of Plenty Regional Council Representation Review 2024

Thank you for the opportunity to submit to the Bay of Plenty Regional Council (BOPRC) Representation Review 2024. We acknowledge the importance of this review noting that representation arrangements are a critical consideration under the purpose of local government to "enable democratic local decision-making and action by, and on behalf of, communities" (Local Government Act section 10 (1)(a)).

We preface our submission by acknowledging and valuing the close working relationships that our organisation's share at many levels as we continue to collaborate, partner and work closely together on a daily basis. We appreciate the openness, mutual respect and shared responsibility as we promote the wellbeing of our diverse rohe and all it's communities including those in the Eastern Bay of Plenty.

Overall, the Whakatāne District Council (WDC) supports the proposal to retain the status quo and wishes to make the submission points set out in the attachment to this letter.

For enquiries related to the submission please contact Wouter Vullings, Senior Advisor Strategy and Transformation at Whakatāne District Council

Ngā manaakitanga,

Dr Victor Luca – Mayor, Koromatua

Steph O'Sullivan - Chief Executive, Toihautū

WHAKATĀNE DISTRICT COUNCIL

P+64 7 306 0500 E info@whakatane.govt.nz Commerce St, Private Bag 1002

#### Whakatāne District Council Submission to BOPRC Representation Review 2024, 27 June 2024

The Whakatāne District Council **does not** request to be heard. For any enquiries related to the submission please contact Wouter Vullings, Senior Advisor Strategy and Transformation at Whakatāne District Council

- 1. Overall WDC supports the proposal of the BOPRC to retain the status quo representation arrangements. In particular we are supportive of the retention of three elected representatives for the Eastern Bay of Plenty (including general and Māori wards).
- 2. WDC supports the retention of a ward-based structure in their current form. WDC considers there is significant diversity across the region in terms of communities and geography a ward-based structure helps to consider communities of interest, and provides for more fair and effective representation (compared to an 'at-large' approach).
- 3. The BOPRC analysis observes that the Eastern Bay of Plenty constituency has fewer people per elected representative, and describes this ward as being "over-represented" when considering fair representation. BOPRC does goes on to note that this anomaly is fair and adequate given the large land coverage and spread of services delivered. WDC would support the later part of this assessment noting that the Eastern Bay of Plenty is substantially underrepresented on a land area basis. E.g. the Eastern Bay of Plenty is allocated 3 out of 14 seats (21% of seats) yet represents 62% of the region's land area. Given regional council's core role in natural resource management it would seem appropriate that representation should account for geographic considerations alongside population distribution.
- 4. We make this point not from concern for the adequacy of representation. We believe the three seats appointed are sufficient and commend the incumbent councillors in representing our interests. Rather this observation stems from potential imbalance noting that 9 out of 14 seats (64% of seats) represent the Western Bay of Plenty sub-region (including Western Bay of Plenty District and Tauranga City). This may mean that matters related to the west of the region dominate BOPRC decision making, prioritisation and allocation of resources. Although the status quo is proposed for this representation review, WDC is conscious and concerned that the imbalance of representation will be further perpetuated with ongoing population growth trends. This may have implications for the next representation review in six years time.
- 5. As noted we support the status quo and do not request change at this stage. Rather we advocate that the Eastern Bay of Plenty receives appropriate focus in decision making noting that the Eastern Bay of Plenty needs continued support and investment. In this submission we do explore specific priorities having canvassed these in our submission to the BOPRC Long Term Plan and trust these are being given appropriate consideration through that process.

Page 1 of 2

- 6. Although Māori wards are not an option being tested through this review (given specific legislative establishment of this arrangement for BOPRC) WDC never-the-less acknowledges and supports the retention of these and in their current form. In particular, we make this point within the context of central government's recent Bill that would undoubtedly create barriers to Māori participation in local government representation.
- 7. Alongside consideration of appropriate representation WDC supports (continued) strong council-to-council engagement at all levels from governance and management through to projects and operations, as well as direct engagement with communities and residents in Whakatāne District.

Page 2 of 2

tesponse No: 23 Attachment)

8 April 2024

BOP Regional Council 1 Elizabeth Street TAURANGA 3110



 5 Richardson Street, PO Box 567, Whakatāne, 3158
 0800 323 800 07 307 0893

## trusthorizon.org.nz

Dear Councillors,

#### RE: LONG TERM PLAN 2024-34 - CONSULTATION DOCUMENT

Thank you for the opportunity to provide feedback on the Council's Long Term Plan (LTP). Trust Horizon is a local Charitable Trust (and large discretionary funder in the EBOP region with close to \$50M granted since our inception) whose mission is transformational investing in our community. We support the positive steps the Council is taking in its LTP to prepare for current and future challenges such as:

- Protecting sensitive environments,
- Supporting communities to decarbonise,
- · Reducing climate vulnerability, and
- Improving public transport in a climate-friendly way.

In this letter we provide feedback on areas that align closely with the purposes of our Trust and where there is opportunity to advocate in support of the Eastern Bay of Plenty community.

#### Sell down of Port of Tauranga (POT) Shares

We strongly support BOPRC's preferred Option 2 - Reduce Shareholding to no less than 28% for the following reasons:

The POT shares relative to the NZX50 over the last 10 years have returned a lower CAGR at higher risk (page 22 of the Council's Divestment report<sup>1</sup>), we therefore support the Council's strategic and financial rationale for the sell-down, noting the port will still remain a substantial part of the Quayside portfolio after the sell-down.

We also note we are in an unprecedented period where there is clear science and evidence indicating significant changes are required to the way we live to protect our environment and adapt to forecast climate changes. To address these local issues will require substantial investment and collective action in the near-term, and in turn support inter-generational equity and sustainability ("meeting the needs of the present without compromising the ability of future generations to meet their own needs"<sup>2</sup>). The sell down provides greater flexibility for the Council to consider how to best use investment returns and allocations to local impact investing.

<sup>&</sup>lt;sup>1</sup> https://www.participate.boprc.govt.nz/download\_file/1310/966

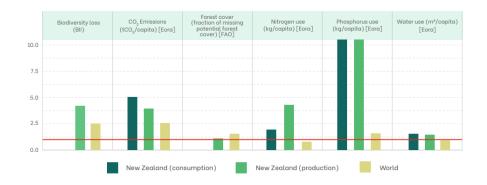
<sup>&</sup>lt;sup>2</sup> United Nations Brundtland Commission, 1987

#### Fair and Equitable Councillor Representation

We also note the Council is debating/consulting on Councillor representation across the region which is focussed on the notion of fairly representing constituent populations. We contend this is not a fair nor equitable approach when considering the issues that are relevant to the BOP as a whole. The planetary boundaries framework recently applied to NZ by the Ministry for the Environment<sup>3</sup> (shown below) indicates our issues are primarily production-based rather than consumption-based (population-based).

With the diversity and scale of water catchments/land use, areas of special biodiversity, impacts of production/land use and climate change all tending to have greater representation in the Eastern BOP. The sheer size of the EBOP (see constituency map below) also makes it difficult to effectively represent each community within it based on a simple per capita model. We would encourage the Council to consider an alternate representative model that considers drivers other than solely per capita representation.

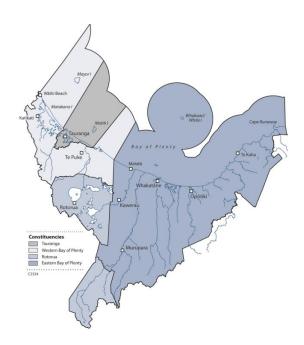




Overall, we observe that New Zealand's greatest transgression of its fair share among the planetary boundaries lies in biogeochemical flows, and specifically phosphorus use.

Investing in Our Community

MfE, A safe operating space for New Zealand/Aotearoa: Translating the planetary boundaries framework, 2020



Overall, we support the BOPRC's LTP and particularly its enhanced focus on climate change activity. We are very happy to engage and share our views in more detail as part of the submission process.

On behalf of Trust Horizon

Derek Caudwell Trust Chief Executive

Investing in Our Community



**Report To:** Regional Council

Meeting Date: 13 August 2024

**Report Writer:** Claudia Cameron, Committee Advisor

Report Authoriser: Steve Groom, Governance Manager

**Purpose:** To provide support for the Bay of Plenty Regional Council

Representation Review 2024 Deliberations.

# Bay of Plenty Regional Council Representation Review 2024 - Deliberations Report

# **Executive Summary**

At the meeting on 9 May 2024 Council approved an initial representation proposal for consultation. Through the consultation period, 29 submissions were received with one wishing to speak to their submission at hearings on 13 August 2024. Following the hearings, Council will conduct deliberations. This report is to support those deliberations, provide comment on the submissions received and recommend a final proposal for adoption at deliberations. Staff are recommending the Initial Proposal be retained as the Final proposal for adoption as this representation set up has been working well, was supported by a majority of submitters and has been approved in previous years by a Local Government Commission determination.

If Council wish to alter the Initial Proposal as a result of deliberations, staff will take the guidance provided and present an amended final representation proposal to Council for adoption.

# Recommendations

#### That the Regional Council:

- 1 Receives the report, Bay of Plenty Regional Council Representation Review 2024 Deliberations Report;
- 2 Resolves, in accordance with the provisions of the Local Electoral Act 2001 and following its consideration of the public submissions received to its 2024 initial representation arrangement proposal, to adopt its initial proposal as its final proposal for the 2025 and 2028 triennial elections being:

#### **General Constituencies**

Eastern Bay of Plenty 2 Elected Members
Rotorua 2 Elected Members
Tauranga 5 Elected Members
Western Bay of Plenty 2 Elected Members

<u>Māori Constituencies</u>

Mauao1 Elected MemberKōhi1 Elected MemberŌkurei1 Elected Member

Total 14 Elected Members

Notes that in considering matters raised by submitters, the total number of councillors is to remain at 14 to ensure fair and effective representation having regard to the population statistics and communities of interest of each constituency in the region;

- 4 Notes that the final representation proposal does not comply with section 19V (2) of the Local Electoral Act 2001 and therefore must be referred to the Local Government Commission for determination. However, as in accordance with section 19V(3)(b) of the Local Electoral Act 2001, the Regional Council considers the initial proposal ensures effective representation of communities of interest;
- Notes that the review is subject to the provisions of the Bay of Plenty Regional Council (Māori Constituency Empowering) Act 2001 and is therefore not required to consider section 19ZH or schedule 1A of the Local Electoral Act 2001 as part of this review;
- Notes that the Final Representation Proposal will be publicly notified in accordance with section 19N of the Local Electoral Act 2001 and opportunity will be provided for appeals to be lodged during a one month appeals period;
- 7 Directs staff to respond to each submitter outlining the final representation proposal;
- 8 Delegates to the Chief Executive the responsibility for making any nonconsequential edits or amendments to the final proposal that may be required prior to it being published; OR
- 9 Directs staff to amend the initial proposal, with the changes outlined below, and present a final proposal to the Bay of Plenty Regional Council for adoption.

# 1. Introduction

These deliberations form part of the Representation Review which is required to be undertaken every six years by the Bay of Plenty Regional Council (BOPRC) in accordance with the Local Electoral Act 2002 (LEA).

The Representation Review looks at the BOPRC representation arrangements and includes identifying the number of constituencies, the names and boundaries of each constituency and the number of councillors to be elected by the electors in each. The review is for the Māori constituencies and the General constituencies, for ease of reference the term Initial Proposal and Final Proposal applies to both the Māori and General constituency representation proposals.

This report will look at all submissions received, provide reasons as to the acceptance or rejection of the submissions and present a Final Proposal for Council's consideration.

# 1.1 Legislative Framework

The legislation guiding the Representation Review are the <u>Local Electoral Act 2001</u>, the <u>Local Government Act 2002</u> and the <u>Bay of Plenty Regional Council (Māori Constituency Empowering) Act 2001</u> Guidance has also been received from the Local Government Commission (LGC) regarding process.

The Representation Review is unable to amend the Bay of Plenty Regional Council (Māori Constituency Empowering) Act 2001, therefore the existence of Māori constituencies does not form part of this review.

# 1.2 Alignment with Strategic Framework

A Vibrant Region	We work with and connect the right people to create a prosperous region and economy.	
The Way We Work	We continually seek opportunities to innovate and improve.	

These deliberations and the Representation Review as a whole is an opportunity to ensure we continue to have a fair and effective representation arrangement, which best supports democracy and participation.

# 1.2.1 Community Well-beings Assessment

Dominant Well-Beings Affected				
☐ Environmental	□ Cultural	☑ Social	□ Economic	

Representation Reviews allow people the opportunity to shape representative arrangements and ensure fair and effective representation. This is a key democratic feature and forms an important part of council's social licence to operate.

# 2. The Representation Review Process so far

The Review commenced in late 2023. During the development of the Initial Proposal¹ there have been opportunities for input from the public, Territorial Authorities (TAs) and Iwi organisations of the region, and BOPRC Councillors through pre-consultation and a Council workshop. The Initial Proposal was resolved for consultation by Council at the 9 May 2024 meeting along with a consultation document providing background information and reasoning behind the Initial Proposal. The consultation period ran from 10 May to 12 July where the public, organisations, TAs and Iwi organisations were invited to provide their feedback on the Initial Proposal. Alternative representation options, which had been considered and discarded, were available for viewing and could be suggested as a preferred option via submission.

Hearings of verbal submissions are to be heard on 13 August 2024, with the deliberations taking place at the conclusion of the hearings. During the deliberations Councillors will have the opportunity to resolve to accept the staff recommendation for the Final Proposal or direct staff to amend the Final Proposal for Council adoption at a later date.

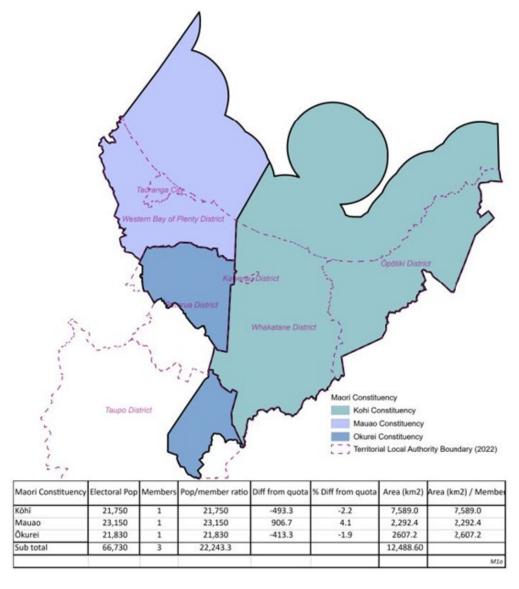
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<sup>&</sup>lt;sup>1</sup> For further information on the development of the Initial Proposal please see our previous <u>Council Workshop</u> <u>Paper and Council Meeting Report</u>. Alternatively, please visit our <u>Representation Review participate page</u> for a project overview.

# 2.1 Initial Proposal

#### 2.1.1 Initial Proposal for Māori Constituencies

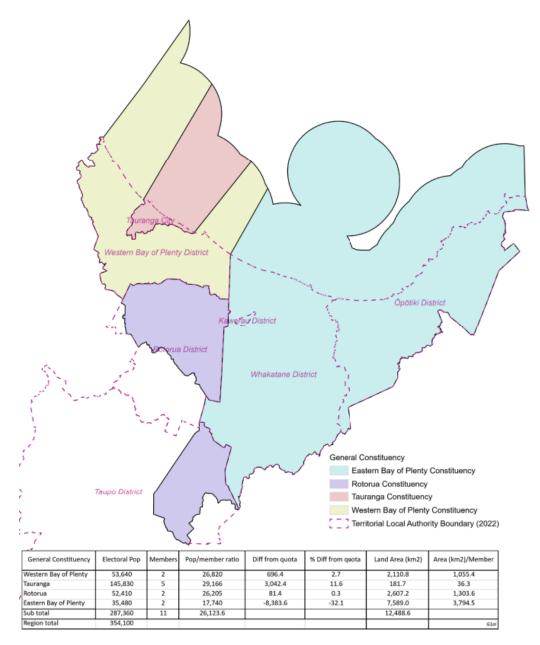
Council adopted the 'status quo' arrangement for Māori constituencies as their Initial Proposal. This provides for three Māori constituencies: Mauao, Ōkurei and Kōhi, with each constituency represented by one Councillor.



#### 2.1.2 Initial Proposal for General Constituencies

Council adopted the 'status quo' arrangements for general constituencies as their Initial Proposal.

The status quo option has four constituencies: Western Bay of Plenty (two Councillors), Tauranga (five Councillors), Rotorua (two Councillors) and Eastern Bay of Plenty (two Councillors).



# 2.2 Submissions Received

A total of 29 submissions were received on the Council's initial proposal. A summary of the submissions received, and proposed responses to them is included as Appendix One. The full submissions were included in the Hearings paper.

#### 2.3 **Submissions Analysis**

In considering the Council's final proposal, it is important to note that under the relevant legislation:

- 1. Any changes from the initial proposal to the final proposal should be based on submissions received
- 2. If the initial proposal is confirmed as the Council's final proposal without changes, any appeals are limited only to submitters on the initial proposal. If changes are made to the initial proposal, anyone can lodge an objection to it.

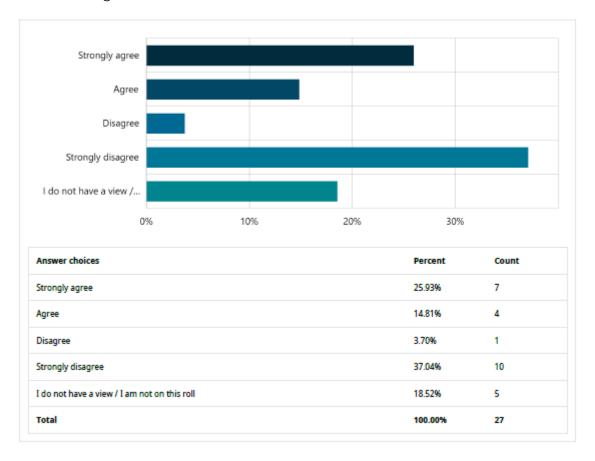
3. Reasons must be given explaining why submissions have been accepted or rejected.

This section analyses the submissions received in order to assist in making a decision on the final proposal and in the obligation to give reasons to submitters.

#### 2.3.1 Māori Constituencies

Through the submissions process we asked the public whether they agreed with the initial proposal on both Māori and general constituencies.

The following table summarises the views received on Māori constituencies:



Of the submitters who expressed a view on Māori constituencies, a total of eleven either agreed or strongly agreed with the initial proposal for Māori constituencies, and eleven either disagreed or strongly disagreed.

Of the eleven who disagreed or strongly disagreed, eight indicated that their view was based on an objection to Māori constituencies existing at all. A further two expressed a view that there should be more Māori constituencies.

The Bay of Plenty Regional Council (Māori Constituency Empowering) Act 2001 sets out the existence of Māori constituencies and the formula for determining how many there should be. This representation review cannot result in an outcome that is inconsistent with this Act. For this reason, we recommend that these submissions are rejected on the basis that they are outside of the matters that can be considered as part of this representation review.

Once these submissions are removed from consideration, a total of 12 submissions expressed a view on Māori constituencies, with 11 (92%) in favour of the initial proposal.

Three submitters commented on discarded option one (which would see Maketū and Kaituna shift from Mauao to Ōkurei). Two were in favour of making this change, and one opposed to it. Submitters in favour argued this better aligned with iwi locations.

This matter was considered at some length in developing the initial proposal. Points noted by Council at that time included:

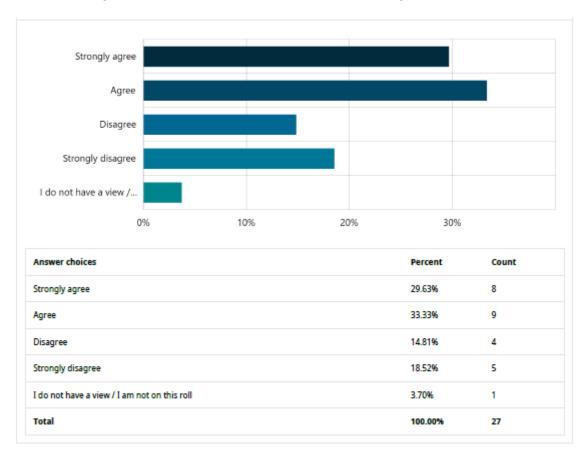
- The existing constituencies are well understood and operate well
- While there are a small number who would like to see this change, it is not a matter that is widely supported and this change would not be universally supported
- The communities of interest in Rotorua are likely to be different to those in coastal locations that would become part of this constituency if this change was made.

We recommend that these submissions are responded to by outlining that Council has decided to retain status quo for Māori constituencies for the reasons outlined above.

Our recommendation is that the initial proposal is adopted as the final proposal for Māori constituencies. This is based on the reasons outlined above, and most importantly on the fact that a strong majority of submitters, once those who expressed views outside of the scope of this review are discounted, agree with the initial proposal.

#### 2.3.2 **General Constituencies**

The following table summarises the views received on general constituencies:



*13 AUGUST 2024* 

Of the 26 submitters who expressed a view on general constituencies, 17 (65%) agreed or strongly agreed with the initial proposal, and nine (35%) disagreed or strongly disagreed with it.

Of the nine who disagreed or strongly disagreed, two appeared to be doing so to protest the existence of Māori constituencies, and one to advocate for more Māori constituencies.

The Bay of Plenty Regional Council (Māori Constituency Empowering) Act 2001 sets out the existence of Māori constituencies and the formula for determining how many there should be. This representation review cannot result in an outcome that is inconsistent with this Act. For this reason, we recommend that these submissions are rejected on the basis that they are outside of the matters that can be considered as part of this representation review.

Once these submissions are removed, a total of 23 submissions expressed a view on general constituencies, with 17 (74%) in favour of the initial proposal and six (26%) opposed.

A key theme of the submitters who did not support the initial proposal was the level of representation in Tauranga and/or Eastern Bay of Plenty.

Five submitters argued that the Eastern Bay of Plenty should have more representatives. Those who expressed this view noted that the geography of Eastern Bay, and its larger size and number of waterways and natural hazards meant that it is a disproportionate user of the regional council's services.

Those who expressed a view that Eastern Bay should be better represented also generally expressed a preference that the additional representative for the Eastern Bay should be enabled by reducing the number of Councillors in Tauranga.

Doing this would put both the Tauranga and Eastern Bay constituencies significantly outside of the  $\pm$ 10% rule.

Under status quo, Tauranga and the Eastern Bay of Plenty both fall outside the +/-10% rule for determining fair representation, with Tauranga under-represented by 11.6% and Eastern BOP over-represented by 32.1%. Shifting one Councillor from Tauranga to Eastern BOP would increase under-representation in Tauranga to 39.5% and would increase over-representation in the Eastern BOP to 54.7%.

Over-representation in the Eastern BOP is something that was noted in developing the initial proposal, and the geography and natural hazards of this part of the region has been part of the justification that has previously been relied on by the Council and the Local Government Commission in accepting a representation arrangement that does not meet the +/- 10% rule for fair representation in the Eastern BOP.

An argument could be made that the above justifies a further increase in representation in the Eastern Bay, which could be further supported by noting that Tauranga and Western Bay together would hold seven of the Council's 14 representatives. However, these arguments are unlikely to be strong enough to justify the significant departure from the fair representation formula.

We recommend that submissions promoting this change are given less weighting.

One submitter preferred discarded option one, in which Maketū and Te Puke are moved to the Eastern Bay constituency and Pāpāmoa is moved to the Western Bay constituency. This option was thoroughly considered in the development of the initial proposal, and the reasons for discarding it were:

- It increases the size of the Eastern Bay constituency, which is already disproportionately large, creating an effective representation issue
- Pāpāmoa is more aligned with Communities of Interest in Tauranga, rather than Western Bay, and
- Te Puke, in particular is more aligned with Western Bay than Eastern Bay, where elected members are likely to be based in Whakatāne/Ōpōtiki area, making effective representation of the Te Puke community in particular a challenge.

We recommend that this option is discarded for the reasons outlined above.

In summary, staff recommend that Council adopts its initial proposal as its final proposal for General constituencies based on the points noted above and on the fact that the majority of submitters support status quo.

# 2.4 Final Proposal

We recommend, for the reasons outlined in the Submissions Analysis section of this paper, that Council adopts the Initial proposal as the Council's final proposal for representation arrangements for both the Māori and General constituencies.

#### 3. Considerations

# 3.1 Risks and Mitigations

There are no significant risks associated with this project. However, representation arrangements are central to effective democracy. If this project was not conducted in a thorough and transparent manner, there is a risk of a negative impact to representative democracy and to reputation and reduced community trust.

# 3.2 **Climate Change**

The matters addressed in this report are of a procedural nature and there is no need to consider climate change impacts.

# 3.3 **Implications for Māori**

This paper considers arrangements regarding Māori constituencies. While none of the proposals in this paper erode Māori representation, consideration of how any changes might impact on specific iwi/hapū has been central through preengagement, the development of the initial proposal, and the submissions process.

# 3.4 **Community Engagement**



**CONSULT**Whakauiuia

To obtain input or feedback from affected communities about our analysis, alternatives, and /or proposed decisions.

# 3.5 **Financial Implications**

There are no material unbudgeted financial implications and this fits within the allocated budget.

# 4. Next Steps

If Council resolves to accept the staff recommended Final Proposal (being no change to the Initial Proposal/Status Quo), the public will be notified in accordance with s19N of the Local Electoral Act. A one-month appeals period will commence, with any appeals being directed to the LGC. As the recommended Final Proposal does not comply with section 19V (2) of the Local Electoral Act 2001 it therefore must be referred directly to the Local Government Commission for determination.

If Council chooses to amend the Initial Proposal in response to submissions, staff will present an amended Final Proposal to a later meeting of Council for approval.

# **Attachments**

Attachment 1 - Summary of submissions and proposed responses 4

Sub No.	Summary of Submission	Decision Sought	Recommended Response
1	The size of the Eastern BOP constituency justifies the number of Councillors in the Initial Proposal being 2 x General Constituency and 1 x Māori Constituency Councillors	Retain Initial Proposal as Final Proposal	Accept submission as it balances fair and effective representation and communities of interest as well as possible given the region's geography and population spread.
2	The size of the Eastern BOP constituency and the features such as rivers/bridges justifies the number of Councillors in the Initial Proposal being 2 x General Constituency and 1 x Māori Constituency Councillors	Retain Initial Proposal as Final Proposal	Accept submission as it balances fair and effective representation and communities of interest as well as possible given the region's geography and population spread.
3	The size of the Eastern BOP constituency and the features such as rivers/bridges justifies the number of Councillors in the Initial Proposal being 2 x General Constituency and 1 x Māori Constituency Councillors	Retain Initial Proposal as Final Proposal	Accept submission as it balances fair and effective representation and communities of interest as well as possible given the region's geography and population spread.
4	<ul> <li>General Constituencies: status quo is working well</li> <li>Māori Constituencies: Support status quo and the alignment with District Council boundaries</li> </ul>	Retain Initial Proposal as Final Proposal	Accept submission as it balances fair and effective representation and communities of interest as well as possible given the region's geography and population spread.
5	General Constituencies: Tauranga is over-represented	<ul> <li>General         Constituencies:         Tauranga, Western         BOP and Rotorua         constituencies to each         have 3 x Councillors</li> <li>Māori Constituencies:         Agrees with Status         Quo</li> </ul>	Decline submission as it further worsens fair representation, making the Rotorua, Eastern Bay and Western Bay constituencies significantly over-represented.
6	Supports the Initial Proposal	Retain Initial Proposal as Final Proposal	Accept submission as it balances fair and effective representation and communities of interest as well as possible given the region's geography and population spread.

7	<ul> <li>General Constituencies: Supports the initial proposal</li> <li>Māori Constituencies: Should be removed</li> </ul>	General     Constituencies: Retain     Initial Proposal as Final     Proposal     Māori Constituencies:     Remove	Accept the submission as it relates to General constituencies. Decline the submission as it relates to Māori constituencies as it raises matters that are outside of the scope of this review.
8	General Constituencies: Supports     Councillor numbers based on     population size. Suggests additional     travel allowance for those with a     larger area to cover, and assurance     they will travel to represent the entire     constituency	General     Constituencies: Retain     Initial Proposal as Final     Proposal	Accept submission as it balances fair and effective representation and communities of interest as well as possible given the region's geography and population spread.
9	<ul> <li>General Constituencies: Supports the initial proposal</li> <li>Māori Constituencies: Should be removed</li> </ul>	General     Constituencies: Retain     Initial Proposal as Final     Proposal     Māori Constituencies:     Remove	Accept the submission as it relates to General constituencies. Decline the submission as it relates to Māori constituencies as it raises matters that are outside of the scope of this review.
10	<ul> <li>General Constituencies: Tauranga should be reduced to 2 x Councillors</li> <li>Māori Constituencies: Supports increased Councillors</li> </ul>	General     Constituencies:     Tauranga should be reduced to 2 x     Councillors      Māori Constituencies:     Supports increased Councillors	Decline submission as it relates to General constituencies, as it further worsens fair representation, making the Rotorua, Eastern Bay and Western Bay constituencies significantly over-represented. Decline submission as it relates to Māori constituencies as it raises matters that are outside of the scope of this review.
11	<ul> <li>General Constituencies: Does not support Status Quo</li> <li>Māori Constituencies: Should be removed</li> </ul>	Māori Constituencies: Remove	Decline submission as it relates to matters that are outside of the scope of this review.
12	Strongly disagrees with the initial proposal	Increase Māori     Councillor numbers	Decline submission as it relates to matters that are outside of the scope of this review.
13	General Constituencies: Supports the initial proposal but would like to see more even representation between Eastern and Western Bay of Plenty	General     Constituencies:     supports discarded     option one	Decline submission as it relates to General constituencies, as it splits Communities of Interest.  Decline submission as it relates to Māori constituencies

	Māori Constituencies: Should be	Māori Constituencies:	as it raises matters that are outside of the scope of this review.
14	removed Supports the Initial Proposal	Remove Retain Initial Proposal as Final Proposal	Accept submission as it balances fair and effective representation and communities of interest as well as possible given the region's geography and population spread.
15	General Constituencies: Does not supports the initial proposal – Councillor numbers should be based on the environmental needs not population numbers     Māori Constituencies: Ōkurei constituency should include Maketū and Little Waihi to align with the Te Arawa rohe	General     Constituencies: base     Councillor numbers of     environmental needs     not population     Māori Constituencies:     supports discarded     option two	Decline submission as it relates to General constituencies, as it further worsens fair representation, making Eastern Bay significantly over-represented. Decline submission as it relates to Māori constituencies as the proposed change is not widely supported and the current arrangements are well understood and meet fair and effective representation arrangement requirements.
16	Supports the Initial Proposal, as Eastern BOP makes up 62% of the region, Eastern BOP Councillor numbers should not be reduced	Eastern Bay of Plenty should have three Councillors	Accept submission as it balances fair and effective representation and communities of interest as well as possible given the region's geography and population spread.
17	Māori Constituencies: Should better reflect tribal boundaries, particularly Maketū and Kaituna joining Ōkurei constituency	Māori Constituencies: supports discarded option two	Decline submission as it relates to Māori constituencies as the proposed change is not widely supported and the current arrangements are well understood and meet fair and effective representation arrangement requirements.
18	Does not support the Initial Proposal as it contains Māori wards which are undemocratic	No suggestion given This submitter has submitted twice - also #25	Decline submission as it relates to matters that are outside of the scope of this review.
19	<ul> <li>General Constituencies: Councillor numbers should be based on land area</li> <li>Māori Constituencies: Kaituna river should join Ōkurei to keep the mouth and the source in the same constituency</li> </ul>	General     Constituencies:     Preferred Councillor     Numbers being -     Tauranga 3, WBOP 2     Rotorua 3 and EBOP 3      Māori Constituencies:     supports discarded     option two	Decline submission as it relates to General constituencies, as it further worsens fair representation, making the Rotorua and Eastern Bay constituencies significantly over-represented. Decline submission as it relates to Māori constituencies as the proposed change is not widely supported and the current arrangements are well understood and meet fair and effective representation arrangement requirements.

20	General Constituencies: Reduce Councillor numbers to reduce the rates burden     Māori Constituencies: Should be removed	General     Constituencies:     Number of Councillors     reduced     Māori Constituencies:     Remove	Decline submission as it relates to General constituencies, as it does not propose a viable alternative that would achieve fair and effective representation. Decline submission as it relates to Māori constituencies as it raises matters that are outside of the scope of this review.
21	Supports the Initial Proposal	Retain Initial Proposal as Final Proposal	Accept submission as it balances fair and effective representation and communities of interest as well as possible given the region's geography and population spread.
22	Supports the Initial Proposal	Retain Initial Proposal as Final Proposal	Accept submission as it balances fair and effective representation and communities of interest as well as possible given the region's geography and population spread.
23	Councillor numbers should be based on constituency size not solely populations numbers	Determine Councillor numbers based on constituency size	Decline submission as it would require us to act in conflict with the Local Electoral Act, but note that constituency size has been a key consideration of decision-making in this process.
24	Supports the Initial Proposal	Retain Initial Proposal as Final Proposal	Accept submission as it balances fair and effective representation and communities of interest as well as possible given the region's geography and population spread.
25	<ul> <li>General Constituencies: Supports the Initial Proposal</li> <li>Māori Constituencies: Are undemocratic and should be removed</li> </ul>	General Constituencies: Retain Initial Proposal as Final Proposal  Māori Constituencies: Remove This submitter has submitted twice - also #18	Accept the submission as it relates to General constituencies. Decline the submission as it relates to Māori constituencies as it raises matters that are outside of the scope of this review.
26	<ul> <li>General Constituencies: Supports the Initial Proposal</li> <li>Māori Constituencies: Does not support race-based constituencies, was unable to vote for a preferred</li> </ul>	<ul> <li>General         Constituencies: Retain         Initial Proposal as         Final Proposal</li> <li>Māori Constituencies:         Remove</li> </ul>	Accept the submission as it relates to General constituencies. Decline the submission as it relates to Māori constituencies as it raises matters that are outside of the scope of this review.

	candidate who was standing for a Māori constituency		
27	<ul> <li>General Constituencies: Should better reflect Māori and Pasifika population growth</li> <li>Māori Constituencies: Does not see council boundaries as areas of responsibility from a cultural perspective, would prefer areas which allow for a more even representation of Māoridom</li> </ul>	Review entire process and find a better option to provide increased representation of Māori and Pasifika people	Decline submission as it would require us to act in conflict with the Local Electoral Act, but note that consideration of alignment of iwi boundaries has formed part od decision-making and the BOPRC Māori constituency enabling act has a formula for determining Māori representation.
28	General Constituencies: Eastern BOP constituency should have more representation as ¼ of the rates come from EBOP, many of Councils core functions are undertaken there and significant rates towards regional services are borne by fewer people in EBOP     Māori Constituencies: Support Initial Proposal	General     Constituencies:     Tauranga     Constituency     councillor numbers     reduced to four and     Eastern BOP     Constituency     councillor numbers     increased to three      Māori Constituencies:     Retain Initial Proposal     as Final Proposal  Wishes to speak to their submissions	Decline submission as it relates to General constituencies, as it further worsens fair representation, making the Eastern Bay constituency significantly overrepresented. Accept submission as it relates to Māori constituencies.
29	Supports the Initial Proposal	Retain Initial Proposal as Final Proposal	Accept submission as it balances fair and effective representation and communities of interest as well as possible given the region's geography and population spread.